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September 24, 2003

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In re application of:
Matti Sallberg **DECISION ON PETITION**
Serial No.: 09/930,591
Filed: August 15, 2001
For: HEPATITUS C VIRUS NON-STRUCTURAL NS3/4A
FUSION GENE

This is a decision on the petition received on March 25, 2003, to withdraw the holding of abandonment in the above-identified application.

The above-identified application became abandoned for failure to reply within the meaning of 37 C.F.R. 1.113 in timely manner to the Notice to File Missing Parts of Application mailed December 17, 2001. Which set a shortened statutory period for reply of two (2) months. Accordingly, this application became abandoned February 21, 2001.

On March 25, 2003, the office received a communication from the attorney of record. Enclosed was an acknowledgement that the attorney never received the Notice of Missing Parts mailed December 17, 2001.

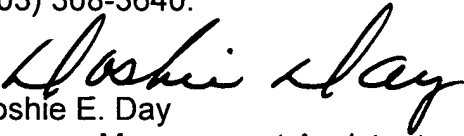
The evidence submitted is sufficient to establish that the petitioners never received the Notice of Missing Parts mailed December 17, 2001.

The petition is hereby Granted.

A new Notice to File Missing Parts was mailed on June 4, 2003, giving counsel 2 months from the date of the notice to respond.

The office regrets any inconvenience this may have caused the client.

Telephone inquiries concerning this matter may be directed to Doshie E. Day
(703) 308-3640.


Doshie E. Day
Program Management Assistant
Office Initial Patent Examination

Enclosure: 1